

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1918

To reform the program of aid to families with dependent children.

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IN THE HOUSE OF REPRESENTATIVES

APRIL 28, 1993

Mr. WISE introduced the following bill; which was referred jointly to the Committees on Ways and Means, Energy and Commerce, and Education and Labor

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## A BILL

To reform the program of aid to families with dependent children.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Welfare Reform and  
5 Responsibility Act of 1993”.

6 **SEC. 2. WORK REQUIRED IN EXCHANGE FOR AID TO FAMI-**  
7 **LIES WITH DEPENDENT CHILDREN.**

8 (a) STATES REQUIRED TO INCLUDE A CWEP IN THE  
9 JOBS PROGRAM.—Section 482(d)(1)(A) of the Social Se-  
10 curity Act (42 U.S.C. 682(d)(1)(A)) is amended—

1 (1) in clause (i)—

2 (A) by striking “and” at the end of  
3 subclause (III); and

4 (B) by adding at the end the following:

5 “(V) community work experience programs  
6 as described in subsection (f); and”; and

7 (2) in clause (ii)—

8 (A) in subclause (II) by inserting “and” at  
9 the end;

10 (B) in subclause (III), by striking “; and”  
11 and inserting a period; and

12 (C) by striking subclause (IV).

13 (b) STATES REQUIRED TO ENROLL AFDC RECIPI-  
14 ENTS WHO ARE NOT PARTICIPATING IN THE JOBS PRO-  
15 GRAM AND ARE NOT EXEMPT FROM SUCH PARTICIPATION  
16 IN A CWEP.—Section 402(a) of such Act (42 U.S.C.  
17 602(a)) is amended—

18 (1) in paragraph (44), by striking “and” after  
19 the semicolon;

20 (2) in paragraph (45), by striking the period  
21 and inserting “; and”; and

22 (3) by inserting after paragraph (45) the fol-  
23 lowing:

24 “(46)(A) require each recipient of aid under the  
25 plan who has received such aid for at least 6 con-

1       secutive months, is not participating in the program  
2       of the State under part F or any other program  
3       which offers substantially equivalent education, job  
4       training, or work activities designed to lead to em-  
5       ployment, and is not described by any clause of  
6       paragraph (19)(C), to participate in the State com-  
7       munity work experience program established in ac-  
8       cordance with section 482(f) for a number of hours  
9       per month equal to the amount of such aid payable  
10      monthly with respect to the family of which the re-  
11      cipient is a member, divided by the greater of the  
12      Federal minimum hourly wage or the applicable  
13      State minimum hourly wage;

14           “(B) prohibit any such aid recipient from being  
15      assigned to any position of employment which was  
16      created before the date of the enactment of this  
17      paragraph; and

18           “(C) require the State to regularly inspect and  
19      report to the Secretary and the Secretary of Labor  
20      on the sites, facilities, and procedures of the commu-  
21      nity work experience program.”.

22   **SEC. 3. FRAUD REDUCTION.**

23       (a) STATES REQUIRED TO OPERATE TOLL-FREE  
24   TELEPHONE NUMBER TO RECEIVE REPORTS OF FRAUD  
25   OR ABUSE.—Section 402(a) of the Social Security Act (42

1 U.S.C. 602(a)), as amended by section 1(b) of this Act,  
2 is amended—

3 (1) in paragraph (45), by striking “and” after  
4 the semicolon;

5 (2) in paragraph (46), by striking the period  
6 and inserting “; and”; and

7 (3) by inserting after paragraph (46) the fol-  
8 lowing:

9 “(47) require the State to operate on a 24-  
10 hour-a-day basis, and publicize the existence of, a  
11 telephone number to which calls may be placed,  
12 without charge to the caller, to report fraud or abuse  
13 in the program carried out under the plan.

14 (b) LIMITATION ON AUTHORIZATION OF APPROPRIA-  
15 TIONS FOR THE OFFICE OF INVESTIGATIONS IN THE OF-  
16 FICE OF INSPECTOR GENERAL OF THE DEPARTMENT OF  
17 HEALTH AND HUMAN SERVICES.—For the Office of In-  
18 vestigations in the Office of Inspector General, Depart-  
19 ment of Health and Human Services, there are authorized  
20 to be appropriated not to exceed \$60,000,000 for fiscal  
21 year 1994.

1 **SEC. 4. ASSESSMENTS OF NEEDS AND SKILLS; EMPLOY-**  
2 **ABILITY PLANS.**

3 Section 402(a) of the Social Security Act (42 U.S.C.  
4 602(a)), as amended by the preceding provisions of this  
5 Act, is amended—

6 (1) in paragraph (46), by striking “and” after  
7 the semicolon;

8 (2) in paragraph (47), by striking the period  
9 and inserting “; and”; and

10 (3) by inserting after paragraph (47) the fol-  
11 lowing:

12 “(48) provide that—

13 “(A) during the first month after the effec-  
14 tive date of this paragraph in which aid is re-  
15 ceived under the plan, the requirements of sec-  
16 tion 482(b)(1) shall apply with respect to the  
17 recipient; and

18 “(B) the employability plan developed for  
19 the recipient must—

20 “(i) be designed to move the recipient  
21 from aid to work in not more than 2 years;

22 “(ii) set specific goals and timetables  
23 for reaching such goals; and

24 “(iii) be reviewed and updated not less  
25 frequently than every 6 months.”.

1 **SEC. 5. ELIGIBILITY REVIEW.**

2 Section 402(a) of the Social Security Act (42 U.S.C.  
3 602(a)), as amended by the preceding provisions of this  
4 Act, is amended—

5 (1) in paragraph (47), by striking “and” after  
6 the semicolon;

7 (2) in paragraph (48), by striking the period  
8 and inserting “; and”; and

9 (3) by inserting after paragraph (48) the fol-  
10 lowing:

11 “(49)(A) provide for the establishment of pan-  
12 els, each composed of 3 former State judges, to—

13 “(i) annually review the circumstances of  
14 recipients of aid under the plan who have re-  
15 ceived such aid for 2 consecutive years;

16 “(ii) determine whether or not the recipi-  
17 ent has fully participated in the program of the  
18 State under part F and has made an effort to  
19 become employed, and, if not, whether or not  
20 circumstances beyond the control of the recipi-  
21 ent have prevented such full participation or  
22 employment; and

23 “(iii) reduce the amount of such aid pay-  
24 able to the recipient if the recipient is not meet-  
25 ing the participation requirements of the pro-  
26 gram under part F; and

1 “(B) provide that the procedures established or  
2 required by section 482(h) be used to resolve all dis-  
3 putes arising out of determinations of such panels.”.

4 **SEC. 6. FAMILY PROVISIONS.**

5 (a) STATES REQUIRED TO OFFER PARENTING  
6 COURSES TO ALL TEENAGE PARENTS NOT IN SCHOOL.—  
7 Section 402(a) of the Social Security Act (42 U.S.C.  
8 602(a)), as amended by the preceding provisions of this  
9 Act, is amended—

10 (1) in paragraph (48), by striking “and” after  
11 the semicolon;

12 (2) in paragraph (49), by striking the period  
13 and inserting “; and”; and

14 (3) by inserting after paragraph (49) the fol-  
15 lowing:

16 “(50) require the State to make available to all  
17 parents in the State who have not attained the age  
18 of 20 years and who are not attending school, a  
19 course of instruction in parenting which includes  
20 topics such as family planning, health, nutrition, and  
21 child development.”.

22 (b) STATES REQUIRED TO ESTABLISH INCENTIVES  
23 TO USE CERTAIN CONTRACEPTIVE METHODS.—

1           (1) IN GENERAL.—Section 402(a) of the Social  
2       Security Act (42 U.S.C. 602(a)), as amended by the  
3       preceding provisions of this Act, is amended—

4           (A) in paragraph (49), by striking “and”  
5       after the semicolon;

6           (B) in paragraph (50), by striking the pe-  
7       riod and inserting “; and”; and

8           (C) by inserting after paragraph (50) the  
9       following:

10          “(51) require the State to establish a program  
11       that provides incentives for recipients of aid under  
12       the plan to use implanted, temporary, hormonal con-  
13       traceptive devices.”.

14          (2) PAYMENTS TO STATES.—Section 403 of  
15       such Act (42 U.S.C. 603) is amended by adding at  
16       the end the following:

17          “(o) In addition to any payment under subsection (a)  
18       or (l), each State shall be entitled to payments from the  
19       Secretary of an amount equal to the Federal medical as-  
20       sistance percentage (as defined in section 1905(b)) of the  
21       expenditures by the State in operating the program re-  
22       quired by section 402(a)(51).”.



1 **SEC. 7. EXPANSION OF JOB TRAINING AND EDUCATIONAL**  
2 **OPPORTUNITIES.**

3 Section 403(l)(1)(A) of the Social Security Act (42  
4 U.S.C. 603(l)(1)(A)) is amended—

5 (1) in clause (i), by striking “and”;

6 (2) in clause (ii), by striking the period and in-  
7 serting “; and”; and

8 (3) by adding at the end the following:

9 “(iii) notwithstanding clauses (i) and (ii), with  
10 respect to so much of such expenditures in a fiscal  
11 year as exceed 60 percent of the State’s expendi-  
12 tures to carry out a program under part F in the  
13 fiscal year 1992, 100 percent.”.

14 **SEC. 8. WORK INCENTIVES; REDUCTION OF BARRIERS TO**  
15 **EMPLOYMENT.**

16 (a) EARNED INCOME DISREGARD CHANGED TO EN-  
17 COURAGE EMPLOYMENT.—

18 (1) IN GENERAL.—Section 402(a)(8)(B)(ii) of  
19 the Social Security Act (42 U.S.C. 602(a)(8)(B)(ii))  
20 is amended—

21 (A) in subclause (I), by striking “—” and  
22 all that follows through “(b)”;

23 (B) in subclause (II)—

24 (i) by striking “the provisions of  
25 subclause (II) of such subparagraph to any  
26 month after such month, or apply”; and

1 (ii) by striking “either”.

2 (2) CONFORMING AMENDMENTS.—

3 (A) Section 402(a)(37) of such Act (42  
4 U.S.C. 602(a)(37)) is amended by striking  
5 “paragraph (8)(B)(ii)(II)” and inserting “the  
6 inapplicability of paragraph (8)(A)(iv)”.

7 (B) Section 402(g)(1)(A)(ii) of such Act  
8 (42 U.S.C. 602(g)(1)(a)(II)) is amended by  
9 striking “subsection (a)(8)(B)(ii)(II)” and in-  
10 serting “the inapplicability of subsection  
11 (a)(8)(A)(iv)”.

12 (C) Section 482(e)(2)(G)(ii) of such Act  
13 (42 U.S.C. 682(e)(2)(G)(ii)) is amended by  
14 striking “the provisions of subparagraph  
15 (A)(iv)” and all that follows and inserting “sec-  
16 tion 402(a)(8)(A)(iv) without regard to the time  
17 limitation of such section”.

18 (D) Section 1925(a)(1) of such Act (42  
19 U.S.C. 1396r-6(a)(1)) is amended by striking  
20 “section 402(a)(8)(B)(ii)(II)” and inserting  
21 “the inapplicability of section  
22 402(a)(8)(A)(iv)”.

23 (b) OPTIONAL STATE EXTENSION OF MEDICAID EN-  
24 ROLLMENT FOR CERTAIN FORMER AFDC RECIPIENTS.—

1 (1) OPTIONAL EXTENSION FOR 2 ADDITIONAL  
2 YEARS.—

3 (A) IN GENERAL.—Section 1925(b)(1) of  
4 such Act (42 U.S.C. 1396r-6(b)(1)) is amended  
5 by striking the period at the end and inserting  
6 the following: “, and may provide that the State  
7 shall offer to each such family the option of ex-  
8 tending coverage under this subsection for any  
9 of the first 4 succeeding 6-month periods, in  
10 the same manner and under the same condi-  
11 tions as the option of extending coverage under  
12 this subsection for the first succeeding 6-month  
13 period.”.

14 (B) CONFORMING AMENDMENT.—The  
15 heading for such section is amended by striking  
16 “REQUIREMENT” and inserting “IN GENERAL”.

17 (2) PREMIUM FOR ADDITIONAL EXTENSION PE-  
18 RIODS BASED ON SLIDING SCALE.—

19 (A) IN GENERAL.—Section 1925(b)(5)(B)  
20 of such Act (42 U.S.C. 1396r-6(b)(5)(B)) is  
21 amended by adding at the end the following  
22 new sentence: “With respect to such a premium  
23 in a premium payment period occurring during  
24 the 2nd, 3rd, 4th, or 5th additional extension  
25 period provided under this subsection, the State

1 shall (subject to subparagraph (C)) base the  
2 amount of the premium on a sliding scale based  
3 on the family's ability to pay the premium.''.  
4

5 (B) CONFORMING AMENDMENT.—The  
6 heading for such section is amended by striking  
7 “OFFERED” and inserting “OFFERED OR FAM-  
8 ILY INCOME”.

9 (3) OTHER CONFORMING AMENDMENTS.—Sec-  
10 tion 1925(b) of such Act (42 U.S.C. 1396r-6(b)) is  
11 amended—

12 (A) in the heading, by striking “EXTEN-  
13 SION” and inserting “EXTENSIONS”;

14 (B) in paragraph (2)(B)(ii)—

15 (i) in the heading, by striking “PE-  
16 RIOD” and inserting “PERIODS”, and

17 (ii) by striking “in the period” and in-  
18 serting “in each of the 6-month periods”;

19 (C) in paragraph (3)(A), by striking “the  
20 6-month period” and inserting “any 6-month  
21 period”;

22 (D) in paragraph (4)(A), by striking “the  
23 extension period” and inserting “any extension  
24 period”; and

25 (E) in paragraph (5)(D)(i), by striking “is  
a 3-month period” and all that follows and in-

1           serting the following: “is, with respect to a par-  
2           ticular 6-month additional extension period pro-  
3           vided under this subsection, a 3-month period  
4           beginning with the 1st or 4th month of such ex-  
5           tension period.”.

6           (4) EFFECTIVE DATE.—The amendments made  
7           by paragraphs (1), (2), and (3) shall apply to cal-  
8           endar quarters beginning on or after January 1,  
9           1994.

10          (c) STATE OPTION TO EXTEND CHILD CARE FOR UP  
11          TO 3 YEARS.—Section 402(g)(1)(A)(iii) of such Act (42  
12          U.S.C. 602(g)(1)(A)(iii)) is amended by inserting “(or, at  
13          the option of the State, a period of not more than 36  
14          months)” after “12 months”.

○